IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2549 OF 2005

Ramesh D. Jain. ... Petitioner.

V/s.

Bombay Municipal Corporation
and others. ... Respondents.

A.Y.Bookwala, senior counsel with M.L.
Chaturvedi for the petitioner.

Ms.A.K.Savla for the respondents.

CORAL: F.I.REBELLO AND ANOOP V.MOHTA. JJ.

DATE : 17th November 2006.

P.C. :

. In our opinion, it is open for the petitioner to challenge the decision fixing ratable value by way of appeal. That order was passed in the year 2002. The petitioner has approached this Court in the year 2005. According to the petitioner, he was making representations to the Commissioner, some of which have been considered.

2. Be that as it may, the petitioner, if they prefer an appeal within four weeks from today, the appellate Court/ Small Causes Court to decide the appeal on merits subject to other conditions like deposit without going through the issue of limitation.

3. With the above observations, petition stands disposed of.

(ANOOP V. MOHTA, J.) **(F.I.REBELLO, J.)**